BILL NO. Z-75-12-/4

ZONING MAP ORDINANCE NO. Z- 19-77

AN ORDINANCE amending the City of Fort Wayne Zoning Map E-2

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the area described as follows is hereby designated a B3B District under the terms of Chapter 36, Municipal Code of the City of Fort Wayne, Indiana, 1946, as amended by General Ordinance No. 2836 and amendments thereof; and the symbols of the City of Fort Wayne Zoning Map No. E-2, referred to therein, established by Section 9, Article III of said Chapter as amended, are hereby changed accordingly, to-wit:

Lots 99 and 100 Abbotts Addition to East Wayne presently zoned B1B Lots 97 and 98 Abbotts Addition to East Wayne presently azoned R-3 at 2613 through 2635 Edsall Avenue, Fort Wayne, Indiana Lot 101 Abbotts Addition to East Wayne presently zoned B1B

SECTION 2. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor and legal publication thereof.

Councilmon

APPROVED AS TO FORM AND LEGALITY

Read the first time in full and on motion by Juckels, seconded by
Talmein, and duly adopted, read the second time by title and referred
to the Committee on Regulations (and the City Plan
Commission for recommendation) and Public Hearing to be held after due legal notice,
at the Council Chambers, City-County Building, Fort Wayne, Indiana, on ,
the day of, 197, at
o'clock P.M., E.S.T.
Date: 12-9-75 Should Westermace
Read the third time in full and on motion by Delmed,
seconded by Surge, and duly adopted, placed on its passage.
Passed (MOSP) by the following vote:
AYES NAYS ABSTAINED ABSENT TO-WIT
TOTAL VOTES 7
BURNS
HINGA
Sparts Lands
MOSES
NUCKOLS
SCHMIDT, D.
SCHMIDT, V.
STIER
TALARICO V
DATE: 8-23-77 CHANGED. Medleum
Passed and adopted by the Common Council of the City of Fort Wayne, Indiana,
as (Zoning Map) (General) (Annexation) (Special) (Appropriation) Ordinance
(Resolution No. 3-19-77 on the 2320 day of eugust, 1977.
ATTEST: (SEAL) Samuel & Talaries
CON CLERK PRESIDING OFFICER
Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the
day of august, 1977, at the hour of 1/:45 o'clock
H. M., E.S.T.
Chryller Welfurercone
Approved and signed by me this $2649$ day of Quant, 1977,
at the hour of S.C. o'clock AMES.T.
Kahen Edunation
MAYOR

## RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

MHEREAS, the Common Council of the City of Fort Wayne, Indiana, on December 9, 1975, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-75-12-14; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on January 19, 1976;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO PASS for the reasons that a need has been shown for the Land Use Plan to be amended, the amendment will be in the best interest of and benefit to the area involved and of and to the City, and the amendment will not be detrimental to and does not conflict with the overall City Plan;

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held January 24, 1976.

Certified and signed this 1st day of August, 1977.

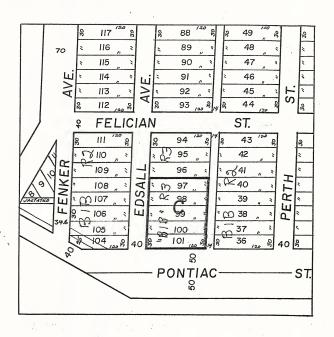
> Joseph N. Adair Secretary

reph n. adais



Bill No. Z-75-12-14

	REPORT OF THE CO	MMITTEE ON REGUL	ATIONS
We, your Committee on R	egulations	to whom was r	eferred an Ordinance
amending the City	of Fort Wayne Z	oning Map No. E-2	10
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have had said Ordinance under	consideration	and beg leave to r	eport back to the Common
Council that said Ordinance Z	Os Pass PA	35.	
VIVIAN G. SCHMIDT - CHAI	RMAN	_ Uixan	14 Schmidt
WINFIELD C. MOSES, JR	VICE CHAIRMAN		, ,
WILLIAM T. HINGA		William	T Dunge
DONALD SCHMIDT	•	00	Samulo
SAMUEL J. TALARICO		Samuel	1. Talanio
, ,	8012	-77 CONCURRED IN	
	PATE	CHARLES W. WEST	



9-19-75 C TO BE CHANGED FROM BIB, R3 TO B3B Pg. E-2 L. B.

TO:,	COMMON COUNCIL OF THE	Date Filed	
	CITY OF FORT WAYNE, INDIANA	Intended Use	
IXWe	Robert R. Parker		
do he	(Ap reby petition your Honorable B	oplicant's Name or Names) Body to amend the Zoning Map of R-3 district to a/an B3B	Fort Wayne, Indiana, district the
Lot	s 99 and 100 Abbotts Addit	ion to East Wayne present	ly zoned B1B
Lot	s 97 and 98 Abbotts Additi	ion to East Wayne presently	y zoned R-3 at
261.	3 through 2635 Edsall Aver	nue, Fort Wayne, Indiana.	(Please see attached
1et	ter and exhibits explaining	ng ownership.)	
Lot	101 Abbotts Addition to I	East Wayne presently zoned	B1B
	(	(Legal Description)	,
			1
		ption for Planning Staff Use On	
I/We, (51%)	the undersigned, certify that or more of the property descr	: I am/We are the owner(s) of f: ribed in this petition.	
Robe	ert R. Parker	4320 Highwood Drive	Robert R. Park
		Fort Wayne, Indiana 46805	
		-10003	
	(Name)	(Address)	(Signature)
Legal	Description Checked By:	(Oi by Tarain and	
		(City Engineer)	
	FOLLOWING RULES:		•
Shall Wedne to be the r shall the F resch will	be filed in writing in the of sday preceding the meeting of a considered. If the request if required time, the matter will be the obligation of the petilan Commission had notified by eduled and inform them of the	squests that ordinances be take fifice of the City Plan Commission at wh for a continuance or advisement not be put on the agenda for titioner to notify the same propy mail that the hearing has beetime and place of the meeting is of the ordinances must be mane ordinance.	on by noon on the ich the ordinance is is filed within hat meeting. It erty owners which n postponed or at which the ordinance
Name	and address of preparer, attor	1514 Anthony Wayne Rank F	oldg.
Bruc	e R. Snyder (Name)	Fort Wayne, Indiana 46802 (Address)	(Telephone Number)

Receipt No.

PETITION FOR ZONING ORDINANCE AMENDMENT

CITY PLAN COMMISSION, CITY-COUNTY BUILDING, Room # 880, ONE MAIN STREET, FORT WAYNE, INDIANA, 46802 Telephone Number: 423-7571

Bere # - 75-12-14

## RESTRICTION

WHEREAS, the undersigned are the owners of the following described real estate, to-wit:

Lots Numbered 97, 98, 99, 100, and 101 in Abbotts Addition to the City of Fort Wayne, Indiana; and,

WHEREAS, the undersigned have petitioned the City of Fort Wayne to zone said real estate to a B3B designation and the City Plan Commission has recommended a "do pass" to said Petition provided that a restriction be imposed on said real estate.

NOW, THEREFORE, in consideration of obtaining the desired zoning designation, the undersigned hereby impose and impress on the real estate described above the following restriction:

"All outside storage which is incidental to the operation of a sheet metal shop shall be screened from view by means of an opaque fence or similar screening material."

In the event said real estate is not zoned as requested, this restriction shall be null and void and of no force or effect.

IN WITNESS WHEREOF, the undersigned have set their hand this

day of June, 1977.

ROBERT R. PARKER

Lety J. PARKER

STATE OF INDIANA SS:

Before me, the undersigned, a Notary Public, in and for said County and State, this 3<sup>cd</sup> day of June, 1977 personally appeared Frank Welch, Robert R. Parker and Betty J. Parker and acknowledged the execution of the foregoing Restriction.

IN WITNESS WHEREOF, I have hereunto subscribed my name and

raffixed my official seal.

My Commission Expires: September 9, 1979

Bruce R. Snyder Notary Public

This Instrument Prepared By: Bruce R. Snyder, Attorney at Law.

Number assigned by Dave Keller's Office: # 3999 DIGEST SHEET
TITLE OF ORDINANCE Zoning Map Amendment Ordinance 2-75-12-14
DEPARTMENT REQUESTING ORDINANCECommunity Development and Planning
SYNOPSIS OF ORDINANCEPetitioners are requesting the rezoning of the
following described property: Lots # 97, 98, 99, 100 & 101 in Abbotts
Addition, generally located on the northeast corner of Edsall Avenue and
Pontiac Street. From "R3" and "B1B" to "B3B"
-
·
FFECT OF PASSAGE Property is presently zoned "BlB" (Lots # 101, 100 % 99)
and "R3" (Lots # 98 § 97) . "B1B" is limited Business and "R3" is Multiple Family

Residential - Petitioners are requesting a "B3B" District - General Business.

EFFECT OF NON-PASSAGE Property would remain as presently zoned.

MONEY INVOLVED (Direct Costs, Expenditures, Savings) none

ASSIGNED TO COMMITTEE (J. N.) Regulations



## THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING . ONE MAIN STREET . FORT WAYNE, INDIANA 46802

room 122

charles w. westerman, clerk

August 26, 1977

Ms. Virginia Grace Fort Wayne Newspapers, Inc. 600 West Main Street Fort Wayne, IN 46802

Dear Ms. Grace:

Please give the attached full coverage on the dates of August 30, 1977 and September 6, 1977, in both the News Sentinel and Journal Gazette.

> RE: Legal Notice for Common Council of Fort Wayne, Indiana

> > Zoning Map Ordinances:

Bill No. Z-75-12-14 Zoning Map Ordinance Z-19-77

Bill No. Z-77-05-13 Zoning Map ORdinance No. Z-20-77

Bill No. Z-77-06-36 (AS AMENDED) Zoning Map Ordinance No. Z-21-77

Please send us five (5) copies of the Publisher's Affidavit from both newspapers.

Thank you.

Sincerely,

Charles W. Westerman

City Clerk

CWW/ne ENCL:



91	Form Prescribed	by State Board of Accou	nts					11
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did pass 12-14, Z- to wif: B	the following BILL NO. Z-7: -19-77 Zoning Map Ordinano -11-17 Zoning Map Ordinano	TOTAL AMOUNT OF	CLAIM	100				25.33
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MON C	ONDAINED BY THE COM OUNCIL OF THE CITY OF	0.0						
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Mayora	nd legal publication thereof. JOHN NUCKOLS Councilman			- 1	-	ICIE		
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Date:	8-23-77 Charles W. Westerman City Clerk		that she is		CLERK			of the
mon Co Wayne,	t: Two Moses, Nuckols 8-23-77 Charles W. Westermar City Cleri d and adopted by the Com uncil of the City of For Indiana, as Zoning Map Ordi o. Z.19-77 on the 23rd day of 1977. ST: (SEAL)	•	DAILY	EWS-SENTIN				
August,	o. 2-19-77 on the 23rd day of 1977. ST: (SEAL)	W CODY OF	in the English las	nguage in the		of general circu		and published
	Charles W. Westerman City Clerk Samuel J. Talarica Samuel J. Talarica	H COPY OF SEMENT HERE	in state and count	ty aforesaid, ar	nd that the	printed matter a	ttached hereto	is a true copy,
Preser the City	of Fort Wayne, Indiana, or		which was duly p	ublished in sai	id paper for	2 time 5,	the dates of pu	blication being
hour of 1	o. Z.19-77 on the 23rd day of 1975. ST: (SEAL.) Charles W. Westerman Samuel: City Clerk Fresiding Officer of Fort Mayne, Indiana, day of August, 1977, at the 1-55 o'clock A.M., E.S.T. Charles W. Westerman			8/30 &	9/6/77			PANAC
Approv	City Clerk yed and signed by me this of August, 1977, at the hour clock A.M., E.S.T. Robert E. Armstrong Mayor					7. 4	A.	See
I, Char	Robert E. Armstrong Mayor ries W. Weyne Index of		Subscribed and s	worn to before	e me this	6th day of S	eptember .	19 77
hereby foregoing	certify that the above and g is a full, true and complete roning Man Ordinance No. 7					H	ry Public	The contract of the contract o
19-77 pas on the 23	ssed by the Common Council 3rd day of August, 1977, and 6 Ordinance was duly signed		My commission e	xpires Se	ptember	28, 1979		
and app 26th day mains or	roved by the Mayor on the of August, 1977, and now re of file and on record in my of						300	A CONTRACTOR
fice. WITNI seal of t	ESS my hand, and the official he City of Fort Wayne, Indi- 26th day of August, 1977. CHARLES W. WESTERMAN CITY CLERK						-	Olice Stand
ana, this	Zein day of August, 1977. CHARLES W. WESTERMAN CITY CLERK	(b)						

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Form Prescribed by State Board of Acc	ounts	General For	m No. 99 P (Rev. 1967)
Common Council of Fort Wayne (Governmental Unit)	<u> </u>	To JOURNAL-GAZETTE	Dr.
Allen Count	y, Ind.	FORT WAYNE, IND	) L <b>A</b> NA
	PUBLISHE	R'S CLAIM	
LINE COUNT			
		-ide	
than four solid lines — number of equival	of the type in which the ent lines	neither of which shall total more body of the advertisement is set)	
Head number of lines	1.5	_	_1_
Body number of lines		_	89
Tail number of lines			2
Total number of line	s in notice	_	92
COMPUTION OF CHARGES			
00 1	00	Oros	record .
92 lines, 1 colui cents per line	nns wide equals	equivalent lines at •259¢	23.83
Additional charge for notice amount)	s containing rule or tab	ular work (50 per cent of above	
LEGAL NOTICE for extra proofs of pu	blication (50 cents for ea	ach proof in excess of two)	1.50
cil of the City of Fort Isana, In a Regular Session e tollowing Bill. NO. Z-75.	CLAIM	arc.	\$ 25.33
-77 Zoning Map Ordinance, L NO, Z-75-12-14 NG MAP ORD INANCE			
NO. Z-19-77 DINANCE amending the twayne Zoning Map E-2			
DRDAINED BY THE COM- JNCIL OF THE CITY OF YNE, INDIANA:	_	54	
N 1. That the area de pi Single column is en is follows is hereby desig- ib District under the terms	18	Size of typepoint	
36. Municipal Code of the 1 Wayne, Indiana, 1946, as r of insertions2		Size of quad upon which type is cast.	5 <del>1</del>
ss of the City of Fort ing Map No. E-2, referred ovision and penalties of established by Section 9, ovision and penalties of l of said Chapter as	of Ch. 89, Acts 1967,	size of type 5½ point  Size of type 5½ point  Size of quad upon which type is cast.  at the amount claimed is legally due, are the amou	
to wit: and 100 Abbotts Addition to at the foregoing account	nt is just and correct, th	at the amount claimed is legally due, as	fter allowing all just
and 98 Abbotts Addition to part of the Same has I	ieen paid.	0.	0
ne. Indiana Abbotts Addition to East		(Soulla)	De Kald
N 2. This Ordinance shall torce and effect from and 2 6 19 77		Title CLE	ERK
legal publication thereof, JOHN NUCKOLS Councilman			
te third time in Null and on y V. Schmidt, seconded by did ulty adopted, placed on PASSED by the tollowing			
e. PASSED by the tollowing even Burns, Hinga, Hunter, If, V. Schmidt, Stier, Talari-	ALLEN County } s		
7. V. Schmidt, Stier, Tatari- lone Two Moses, Nuckois 23-77 Charles W. Westerman City Cierk and adopted by the Com-	Personally appeared	before me, a notary public in and for said ARVILLA DEWALD who, b	county and state, the
1 WO Moses, Nuckols 23-77 Charles W. Westerman	that she is		of the
and adopted by the Com- ncil of the City of Fort didana, as Zoning Map Ordi- Z-19-77 on the 22rd day of 77.		IAL-GAZETTE	- 7
dlana, as Zoning Map Ordi- Z-19-77 on the 23rd day of	a DAILY	newspaper of general circulation	
Charles W. Westerman CH COPY OF		se in the city of FORT WAYNE, INI	
Samuel J. Talarico Presiding Officer ed by me to the Mayor of	which was duly publish	oresaid, and that the printed matter attached hed in said paper for 2time_S., the date	hereto is a true copy,
t Fort Wayne, Indiana, on ay of August, 1977, at the ts o'clock A.M. F. S. T.	as follows:	8/30 & 9/6/77	sw or publication being
Samuel J. Talarico Presiding Officer d by me to the Mayor of Fort Wayne, Indiana, on y of Alugust, 197, at the So clock AN, Evilente M. Chartes W. Westerman Chartes W. Giry Clerk I and signed by me this		0.	0
August, 1977, at the hour ick A.M., E.S.T. Other F. Armstrong Mayor		Upulla	Dertald
s W. Westerman, Clerk of Fort Wayne, Indian, do	Subscribed and sworn	to before me this 6th day of Sente	ber 1977
s a full, true and complete ning Map Ordinance No. 2- ed by the Common Council		Notary Put	inc men
d day of August, 1977, and Ordinance was duly signed over by the Mayor on the	My commission expire	September 28, 1979	V.
ved by the Mayor on the August, 1977, and now re- ile and on record in my of-			40 32
SS my hand, and the official to City of Fort Wayne, Indi-			

	by State Board of Ac				al Form No. 99	
	l of Fort Wayn vernmental Unit)	e		To JOURNAL-GA	ZETTE	
Allen	3	3.1 3		FORT WAYNE	TNDTANA	
	Coun	ity, Ind.		1011 11111	, 10200	······
		PUBL	ISHER'S CLAIM			
LINE COUNT	0.			3 3 1		
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Body	number of lines				89_	1
Tail	number of lines				2	
1411	number of lines					
	Total number of lin	es in notice			92	
COMPUTION OF	CHARGES					
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	cents per line	ımns wide equals	22equivalent	lines at •259¢		23
Additio	nai charge for notic	es containing rule o	or tabular work (50	per cent of above		
amoun	.,					
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	TOTAL AMOUNT O	F CLAIM				• 25
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